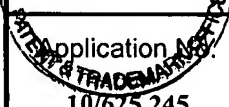


**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.
3831.08

In Re Application Of: SHUICHI MIZUNO

JUN 25 2007



Application No.
10/625,245

Filing Date
07/22/2003

Examiner
NAFF, DAVID M.

Customer No.
23308

Group Art Unit
1657

Confirmation No.
9296

Invention: NEO-CARTILAGE CONSTRUCTS AND A METHOD FOR PREPARATION THEREOF

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated 02/23/2007 finally rejecting Claim(s) 43-62

Applicant is a small entity under 37 CFR 1.9 and 1.27.

☒ Applicant claims small entity status. See 37 CFR 1.27

06/25/2007 EAREGAY1 00030028 10625245

The fee for this Notice of Appeal is: \$250.00

02 FC:2401

250.00 07

☒ A check in the amount of the fee is enclosed.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 16-1331

☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

Dated: JUNE 22, 2007

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

JUNE 22, 2007

(Date)

Signature of Person Mailing Correspondence

MELINDA TOMPKINS

Typed or Printed Name of Person Mailing Correspondence

CC: